



## Early Journal Content on JSTOR, Free to Anyone in the World

This article is one of nearly 500,000 scholarly works digitized and made freely available to everyone in the world by JSTOR.

Known as the Early Journal Content, this set of works include research articles, news, letters, and other writings published in more than 200 of the oldest leading academic journals. The works date from the mid-seventeenth to the early twentieth centuries.

We encourage people to read and share the Early Journal Content openly and to tell others that this resource exists. People may post this content online or redistribute in any way for non-commercial purposes.

Read more about Early Journal Content at <http://about.jstor.org/participate-jstor/individuals/early-journal-content>.

JSTOR is a digital library of academic journals, books, and primary source objects. JSTOR helps people discover, use, and build upon a wide range of content through a powerful research and teaching platform, and preserves this content for future generations. JSTOR is part of ITHAKA, a not-for-profit organization that also includes Ithaka S+R and Portico. For more information about JSTOR, please contact [support@jstor.org](mailto:support@jstor.org).

**Board of Health; Organization and Duties—Health Officer; Appointment and Duties—Health Districts—Sanitary Police. (Ord. Feb. 28, 1913.)**

260. *Board of health—Election—Duties.*—The mayor, the city engineer, two licensed physicians of the city in good standing, and a resident layman who is not a member of the council, shall constitute a board of health for the city of Wilmington. Members of the board, save as otherwise provided, shall be elected biennially by the council and shall hold office, unless sooner removed, until their successors are duly elected. In the event of any vacancy, not otherwise specially provided for, the said board may fill such vacancy subject to the approval thereof by the council. It shall be the duty of the board of health to faithfully supervise the health interests of the city; to assist and advise the council in the determination of proper and adequate measures to be adopted for the preservation of the public health—to supervise and prevent the introduction or spread of infectious, contagious, or epidemic diseases into the city—and in general to supervise the execution of laws of the State and ordinances of the city relating to or affecting the public health interests of the city. The board of health shall have power to make rules and regulations deemed necessary for the preservation and promotion of the public health and the collection and registration of vital statistics, not otherwise provided for, subject to ratification thereof by the council.

261. *Mayor chairman of board of health—Meetings—Notice of quarantine and release to bear mayor's signature.*—The mayor shall be chairman of the board of health. All notices of quarantine and release must bear his signature. He shall convene the board of health in regular session on the second Monday in each month and shall have power to call special meetings whenever in his judgment, or in the judgment of the city superintendent of health, the interests of public health require it.

262. *City superintendent of health—Qualifications—Election.*—The council shall annually appoint a superintendent of health for the city of Wilmington, who shall be the municipal health officer of the city. He shall be a licensed physician and a graduate of some school of medicine in good standing. He shall receive such salary as the council may annually fix and shall give such time to his duties as the council may require or as may be necessary for the performance of his public duties.

263. *City superintendent of health, executive officer of city board of health—Recommendations by—Powers and duties.*—It shall be the duty of the superintendent of health of the city, in cases arising under section 264, to make such recommendations to the council for the promotion and preservation of the health interests of the city as in his judgment may be necessary. He shall be the executive officer of the board of health and he shall perform for the city of Wilmington the duties prescribed for county superintendents of health as set forth in an act of the General Assembly of North Carolina, ratified the 7th day of March, 1911, and by such other laws of the State as are not inconsistent herewith. He shall further perform such duties and be invested with such authority as may be imposed by statute on the municipal health officer or may be imposed or required by ordinance, including the collection of vital statistics. He shall be and he is herewith designated as the local registrar of deaths in accordance with chapter 722, Public Laws of North Carolina, 1909, as amended by the Public Laws of 1911. He shall duly notify the secretary of the State board of health of his election and shall make reports and answer such inquiries concerning the sanitary condition of the city, diseases prevalent, vital statistics, etc., as may be required by the State or local boards of healths or be provided for by law.

264. *City superintendent of health is ex officio secretary of city board of health—Independent duties.*—The superintendent of health for the city of Wilmington shall be ex officio secretary of the board of health of the city, and as such he shall attend its meetings and keep a full and accurate record of its proceedings. He shall report to the council all recommendations adopted or passed by the said board of health which may require ratification by the council, noting and reporting changes desired or relief

or amendments sought. In cases of emergency or where the preservation of the public health requires immediate or prompt action and in departmental work it shall be his duty to suggest to the council needed regulations. He shall file and keep, for reference, all reports, complaints, or other papers relating to the business of the said board of health or of his own office. He shall keep his office in the city hall; keep in a book provided for the purpose a full record of all vital statistics; make or cause to be made a preliminary examination into all complaints; keep a record of all violations of ordinances, regulations, or rules reported by health officers, sanitary police, or other health inspectors, and cause prompt notice to be sent to the party offending, or to the owner, agent, or occupant of any premises reported, unless otherwise provided for by law; he shall have power to require the police to observe and report to him the sanitary conditions of all parts of the city.

265. *Assistant superintendent of health provided for—Duties, etc.—Suspension.*—The council shall, annually, unless it deems such unnecessary or inadvisable, appoint some licensed physician who shall be known and designated as the assistant superintendent of health. He shall perform such duties as may be specially provided for such office by ordinance and such as may be required of him by the superintendent of health of the city. Where the duties of quarantine officer are assigned him, he shall be clothed with all necessary authority therefor. He shall be a graduate of some school of medicine in good standing and shall be paid such salary as may be annually fixed by the council. For any delinquency on his part, he may be suspended by the superintendent of health of the city until action is taken by the council, to whom such suspension shall be promptly reported. The assistant superintendent of health shall be required to give his entire time to the duties of his office, if deemed necessary.

266. *Health districts—Dividing city into—Assignments thereto.*—The city shall, annually, be divided by the superintendent of health into such health districts as may be deemed necessary, subject to the approval of the council, and there shall be assigned to each district one of the health officers or sanitary police appointed by the council, provided the said superintendent of health shall have the power and authority to transfer from one district to another any such health officer or sanitary police officer so appointed by the council as in his judgment may seem best.

267. *Health officers or sanitary police—Duties—Authority—Term of office—Removal, etc.*—The health officers or sanitary police, hereinbefore referred to, shall be organized, as the council may from time to time provide, and shall or may consist of a chief and such subordinates as the council shall provide. Such health officers or sanitary police shall be under the immediate supervision of the city superintendent of health and subject to such duties as he may assign them. They shall have the same power and be vested with the same authority as the police of the city in enforcing all regulations affecting unsanitary conditions within the city and regulations in reference to and affecting the public health. They shall, as often as shall be necessary, and not less than once a week, or as directed by the superintendent of health of the city, visit and inspect the conditions of the districts severally assigned them, and shall, severally, make and note and report in writing to the said superintendent of health the condition of their several districts, and any and all violations of health or sanitary laws, orders, rules, and regulations thereon made or ratified by the council, and they shall serve such legal notices and perform such other duties as the council may direct or provide therefor or as may be required by law. Their term of office shall be subject to the will of the council and they shall receive such compensation as the council may from time to time provide. For misconduct or failure to perform duty, disobedience of orders, or where the good of the service requires it, they may severally be peremptorily suspended or discharged by the city superintendent of health, subject to approval thereof by the councilman of public safety.

268. *Superintendent of health to make monthly report of mortality, etc.*—The city superintendent of health shall furnish each month to the board of health of the city and to the council a report of the mortality in the city and the condition of the public health during the preceding month, with such recommendations and suggestions as he may deem necessary and expedient: *Provided*, That nothing herein shall be construed to prevent the council from calling for such reports or additional reports at such time and as frequently as they require them.

**Foodstuffs; Production, Care, and Sale—Hotels, Restaurants, Markets, Etc.; License Required. (Ord. Feb. 28, 1913.)**

191. *Places and vehicles of conveyance to be kept clean, etc.*—Every person, firm, or corporation keeping, maintaining, or being in charge of any factory, public or private market, stall, stand, shop, store, warehouse, cold storage, cart, wagon, or other vehicle in or from which any meat, meat products, fish, oysters or other sea food, game, fowl, fruit, berries, vegetables, bread or bakery products, ice cream, soft drinks, candies, or other articles or substances, intended for human consumption, are manufactured, held, kept, stored, exposed, or offered for sale or distribution, shall keep the same in a clean, pure, and wholesome condition.

192. *Foodstuffs to be protected from dogs.*—All such meat, meat products, fish and other sea food, vegetables, berries, fruit, and other articles or substances of food or drink, mentioned or referred to in section 191, stored, kept, or exposed for sale within the city, shall be kept not less than 2 feet above the floor of the building, shop, or place where they are so exposed, unless such articles or substances are covered, cased, or stored so as to be inaccessible to the excretions of dogs.

193. *Screening from flies and insects.*—No person, firm, or corporation shall at any time within the period beginning the 1st day of April and ending the 1st day of November in any year, place, keep or expose, offer or prepare for sale, or sell, or store pending sale any article or substance of human food or drink in any building, premises, or place in the city where such article or substance is not, at such times, so screened as to prevent flying insects from having access to such article or substance. And no person, firm, or corporation shall, at any time, within such period of any year, bring into the city for sale or carry or convey or cause to be carried or conveyed upon, along, or over any street, alley, or way in the city any article or substance for human food or drink, for the purpose of offering or exposing for sale or storing for sale or which is at such time in course of delivery after sale, unless such article or substance of food or drink, at such times, be covered, screened, or otherwise protected in such manner as not to be accessible to flying insects: *Provided, however*, That no provision of this section shall apply to or affect any article or substance of human food or drink which shall, at such times, be in unbroken packages or containers tightly closed: *Provided further*, That the following foodstuffs shall not be deemed subject to contamination from flying insects and shall not be required to be screened, to wit, watermelons and other melons, oranges, lemons, and bananas, where unsliced or unpeeled, and potatoes, cabbages, collards, carrots, turnips, parsnips, onions, squash, and pumpkins.

194. *Screened doors and windows—In dining rooms, etc., of hotels, etc.*—The dining rooms of all public eating houses, hotels, boarding houses, restaurants, lunch rooms, and the kitchens thereof; all bakeries, confectioneries, candy factories, ice-cream factories and parlors, soft-drink stands, places using soda fountains, delicatessens, meat markets, and places where milk is bottled or exposed for sale shall, during the season prescribed in section 193, have all windows, doors, and openings therein properly screened so as to exclude flies from such places.

195. *Unlawful to sell or have in possession for sale diseased, tainted, and unwholesome meat—Right to seize.*—It shall be unlawful for any person, firm, or corporation to bring into the city of Wilmington for sale or to sell or have in possession for sale therein for